

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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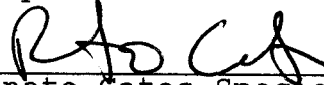
UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
Carlos FELIX-Castro,)
)
Defendant.)

Magistrate Case No.:
COMPLAINT FOR VIOLATION OF
21 U.S.C. § 952 and 960
Importation of a Controlled
Substance (Felony)

The undersigned complainant being duly sworn states:

That on or about May 14, 2008, within the Southern District of California, defendant Carlos FELIX-Castro, did knowingly and intentionally import approximately 34.80 kilograms (76.56 pounds) of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Section 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Renato Gates Special Agent
U. S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 15th DAY OF May 2008.


PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Carlos FELIX-Castro

4 **STATEMENT OF FACTS**

5 This complaint is based on the reports, documents, and notes furnished to U. S.
6 Immigration and Customs Enforcement Special Agent Renato Gates

7 On May 14, 2008, at approximately 1752 hours, Carlos FELIX-Castro entered the
8 United States from Mexico at the Calexico, California, West Port of Entry. FELIX-Castro
9 was the driver and sole occupant of a 2008 Nissan Rogue bearing Baja California plate
10 #AHR7881.

11 Customs & Border Protection Officer (CBPO) B. Von Loesch made contact with
12 FELIX-Castro as he applied for entry into the United States. CBPO Von Loesch received a
13 negative declaration from FELIX-Castro. CBPO Von Loesch noticed FELIX-Castro was
14 avoiding eye contact and instead was looking at a newspaper. FELIX-Castro stated he
15 has owned the Nissan Rogue for approximately one (1) month. FELIX-Castro told CBPO
16 Von Loesch he was going to the mall in Calexico, California. CBPO Von Loesch noticed
17 FELIX-Castro was fidgeting in his seat and continued to avoid eye contact. CBPO Von
18 Loesch opted to refer the vehicle to secondary for further inspection.

19 CBPO T. Contreras approached the Nissan Rogue and received a negative
20 declaration from the driver, FELIX-Castro. CBPO Contreras noticed a depth discrepancy
21 within the floor of the Nissan Rogue.

22 CBPO D. Ragsdale approached the Nissan Rogue with his Human/Narcotic
23 Detector Dog (HNDD) and noticed FELIX-Castro to be shifting side to side and was
24 avoiding eye contact. CBPO Ragsdale screened the vehicle with his HNDD and received
25 an alert. CBPO Ragsdale notified CBPO Contreras of the alert to the vehicle.

26 CBPO Contreras conducted a search of the vehicle which revealed 30 packages
27 concealed within a specially built floor compartment. CBPO Contreras probed one of the
28 packages, producing a white powdery substance, which field-tested positive for cocaine.
The approximate weight of the packages was 34.80 kilograms (76.56 pounds) of cocaine.